W.P. No. 1367 of 2007 (S/S)
With
Stay App. No. Nil / 07

Hon'ble. P.C.Pant, J.

Heard learned counsel for the petitioner and learned counsel for the respondents.

By means of this writ petition, the petitioner has challenged the transfer order dated 21.07.2007, and sought writ in the nature of certiorari quashing said order.

The petitioner is an Assistant Teacher in a Junior High School. In pursuance to the Government Order dated 13th July 2007, impugned order appears to have been passed directing transfer of the surplus teachers to the Schools where the vacancies exist. The policy decision contained in the Government Order does not appear to suffer from any illegality. There is no malice alleged against the respondents. There appears no arbitrariness on the part of the respondents. Nor the transfer be said to be against the rules.

However, learned counsel for the petitioner drew attention of this Court to various papers filed with the writ petition showing that the petitioner is a sick person.

In the above circumstances, the writ petition is dismissed, in limine, with the observation that respondent No. 4 may consider the representation dated 09.08.2007 (copy Annexure -6 to the writ petition) may by the petitioner.

(Stay Application also stands dismissed, accordingly).

(P.C.P., J.)
21.09.2007

HN